

Executive Order
Office of the Mayor
City of Atlanta

EXECUTIVE ORDER NUMBER 03- 01, 2003

BY THE MAYOR

DIRECTING THAT INTERIM CONTROLS ON DEVELOPMENT IN THE MECHANICSVILLE NEIGHBORHOOD IMPOSED PURSUANT TO ORDINANCE 02-O-0686 AND EXTENDED BY ORDINANCE 02-O-1720 REMAIN IN PLACE UNTIL SUCH TIME AS THE CITY COUNCIL CAN VOTE TO ADOPT OR ADVERSE THE ZONING ORDINANCE, 02-O-2106 (Z-02-91) CURRENTLY PROPOSED FOR REZONING THE MECHANICSVILLE NEIGHBORHOOD AS A SPECIAL PUBLIC INTEREST DISTRICT.

WHEREAS, Ordinance 02-O-0686 adopted by the City Council on May 6, 2002 and approved by the Mayor on May 14, 2002 approved the imposition of interim controls on applications for permits for new construction, exterior rehabilitation or modifications to the exterior of existing structures in the Mechanicsville neighborhood; and

WHEREAS, Ordinance 02-O-1720 extended the interim controls set forth by Ordinance 02-O-0686 until January 29, 2003; and

WHEREAS, during the interim control period, City developed new regulations on development for the affected area which were to be implemented by the rezoning of the Mechanicsville neighborhood to a Special Public Interest; and

WHEREAS, Ordinance 02-O-2106 (Z-02-91) was introduced and considered before the Atlanta City Council for the purpose of rezoning the Mechanicsville neighborhood to a Special Public Interest district; and

WHEREAS, certain changes to the City's Comprehensive Development Plan are required before Ordinance 02-O-2106 (Z-02-91) can be adopted and these changes must be the subject of a public hearing and adopted by the Atlanta City Council; and

WHEREAS, it will not be possible for Ordinance 02-O-2106 (Z-02-91) to be adopted by the City Council until the public hearing on the changes to the City's Comprehensive Development Plan are held and the changes adopted on February 3, 2003; and

WHEREAS, the interim controls ordinance set forth by Ordinance 02-O-0686 will expire on January 29, 2003; and

WHEREAS, pursuant to Section 2-182 of the Code of the City of Atlanta, the Mayor may issue executive orders which apply to events of short duration and which expire at the next

meeting of City Council subsequent thereof unless ratified by a majority vote of the members present and voting; and

WHEREAS, there is an urgent need, substantially related to the public health, safety and welfare, that interim controls for the Mechanicsville neighborhood, as set forth by Ordinance 02-O-0686 and extended by Ordinance 02-O-1720 to remain in place so that new construction, exterior rehabilitation or modifications to the exterior of existing structures are consistent with the character of the regulations which are to be adopted by proposed regulations set forth in the rezoning ordinance to be adopted by Ordinance 02-O-2106 (Z-02-91) ; and

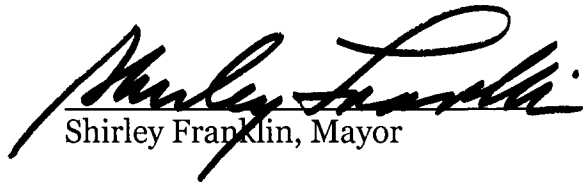
WHEREAS, this executive order will be for a brief and specific period of time which shall be from January 29, 2003 until no later than February 17, 2003 and will be subject to be ratified by a majority vote of the members present and voting at the meeting of the City Council to be held on February 3, 2003;

I, SHIRLEY FRANKLIN, AS MAYOR OF THE CITY OF ATLANTA, NOW HEREBY AUTHORIZE, ORDER AND DIRECT AS FOLLOWS:

As of January 29, 2003, the Director of the Bureau of Buildings is hereby authorized, ordered and directed to refuse to accept for review or consideration any applications for permits for new construction, exterior rehabilitation or modifications to the exterior of existing structures in the Mechanicsville neighborhood, as set forth by Ordinance 02-O-0686 and extended by Ordinance 02-O-1720 except as provided therein.

This order shall remain in effect until such time as the City Council meets to consider Ordinance 02-O-2106 (Z-02-91) and adopts or adversely said ordinance, provided however that such action must take place on or before February 17, 2003.

This 29th day of JANUARY, 2003


Shirley Franklin, Mayor

ATTESTED:


Municipal Clerk

RECEIVED
JAN 29 2003 *RDJ*
7:55 p.m.
MUNICIPAL CLERK